IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY THIRD DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 3244 of 2005

Between:

Mr.J.B.Satyanarayana, S/o.Late Balaiah,
R/o.D.No.8-26, Macha Bollaram,
Secunderaad RR District.

..... PETITIONER

AND

1. The Chairman & Managing Director, HMT Ltd., 59, Ballari Road, Bangalore, State of Karnataka.
2. The General Technical Manager, Lamps Unit, HMT Ltd., Balanagar, Hyderabad.
3. The Manager, M.V.L., Section, HMT Ltd., Lamps, Division, Balanagar, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue, writ order or direction more particularly one in the nature of writ of Mandamus declaring the Award passed by the Industrial Tribunal in I.D.No.1/2001 dt.7-9-2001 is exfacie illegal and also liable to be set-aside and the termination of the service of the petitioner is illegal, arbitrary, unjust and violative of the principles of natural justice .

Counsel for the Petitioner: MR.GANESH BHUJANGA RAO VADDURI

Counsel for the Respondents: MR.P.NAGESWAR SREE

The Court at the admission stage made the following O R D E R:

This writ petition is filed against the award passed by the Industrial Tribunal-II, Hyderabad in I.D.No.1 of 2001 dated 07.09.2001.

Alleging that the petitioner has committed certain irregularities, departmental enquiry was conducted against the petitioner. The Enquiry Officer submitted his report to the disciplinary authority stating that the charges levelled against the petitioner are proved. The disciplinary authority, by proceedings dated 09.06.1995, passed the order of removal. Aggrieved by the same, the petitioner filed an I.D. No.1 of 2001 before the Tribunal. The Tribunal, by order dated 07.09.2001, dismissed the award. Hence this writ petition.

Neither any witness was examined nor any document was marked on behalf of the petitioner to prove that the enquiry conducted by the disciplinary authority was contrary to the rules. It is not the case of the petitioner that he was not afforded any opportunity nor respondent has violated the principles of natural justice. As the Tribunal gave a finding that the enquiry was conducted properly, it cannot be said that the enquiry conducted is perverse or contrary to law. Hence, there are no grounds to interfere with the impugned award passed by the Tribunal.

The writ petition is accordingly dismissed. No costs.

23.02.2004

usd

To

1. The Chairman & Managing Director, HMT Ltd., 59, Ballari Road, Bangalore, State of Karnataka.
2. The General Technical Manager, Lamps Unit, HMT Ltd., Balanagar, Hyderabad.
3. The Manager, M.V.L., Section, HMT Ltd., Lamps, Division, Balanagar, Hyderabad.
4. Two CD copies

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